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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 2002-0308-NCPY								
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] 12/26/2008 on _____ Signature <u>/Philip R. Krause/</u> Typed or printed name <u>Philip R. Krause</u>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2" style="padding: 2px;">In re Application of Krause</td> </tr> <tr> <td style="width: 50%; padding: 2px;">Application Number 10/092,498</td> <td style="width: 50%; padding: 2px;">Filed 3/8/2002</td> </tr> <tr> <td colspan="2" style="padding: 2px;">For Method & Apparatus for Creating and Distributing Creative Works</td> </tr> <tr> <td style="padding: 2px;">Art Unit 3694</td> <td style="padding: 2px;">Examiner Mary Cheung</td> </tr> </table>		In re Application of Krause		Application Number 10/092,498	Filed 3/8/2002	For Method & Apparatus for Creating and Distributing Creative Works		Art Unit 3694	Examiner Mary Cheung
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Application Number 10/092,498	Filed 3/8/2002									
For Method & Apparatus for Creating and Distributing Creative Works										
Art Unit 3694	Examiner Mary Cheung									
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.										
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ <u>540</u>										
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ <u>270</u>										
<input type="checkbox"/> A check in the amount of the fee is enclosed.										
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.										
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.										
<input type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. _____.										
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.										
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.										
I am the										
<input checked="" type="checkbox"/> applicant/inventor.	<u>/Philip R. Krause/</u> <div style="text-align: right;">Signature</div>									
<input checked="" type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)	<u>Philip R. Krause</u> <div style="text-align: right;">Typed or printed name</div>									
<input type="checkbox"/> attorney or agent of record. Registration number _____	<u>301-922-2592</u> <div style="text-align: right;">Telephone number</div>									
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____	<u>December 26, 2008</u> <div style="text-align: right;">Date</div>									
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.										
<input checked="" type="checkbox"/> *Total of <u>1</u> forms are submitted.										

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Philip R. KrauseApplication No./Patent No.: 10/092,498Filed/Issue Date: 3/8/2002

Entitled:

Philip R Krause, a Individual

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy therefore is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

/Philip R. Krause/

Signature

26 December 2008

Date

Philip R. Krause

Printed or Typed Name

301-922-2592

Telephone Number

Applicant/Inventor

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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ASSIGNMENT OF PATENT RIGHTS

This Assignment of Patents Rights ("Assignment") is made as of March 9, 2002, by and among Thomas W. Krause ("Assignor") and Philip R. Krause ("Assignee").

WHEREAS, Assignor is the owner, or, along with assignee, the co-owner, of the patents and patent applications identified in Schedule I attached hereto (collectively, the "Patent Rights"); and

WHEREAS, Assignor has agreed to transfer to Assignee all of his rights, title and interest in and to the Patent Rights, as well as all of his rights in and to any improvements to the inventions described and/or claimed in the Patent Rights that were conceived by Assignor prior to March 11, 2002;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties covenant and agree as follows.

1. Assignment. Assignor hereby assigns to Assignee, and Assignee hereby accepts from Assignor, all of Assignor's rights, title, and interest in and to the Patent Rights and to any improvements thereon conceived by Assignor prior to March 11, 2002.

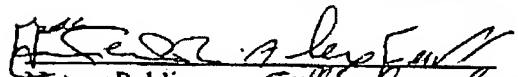
2. Representations. Assignor hereby affirms that his ownership interests in the Patent Rights are free and clear of any liens or encumbrances of any kind, and that he has the full right, power and authority to transfer to all of his rights, title, and interest in the Patent Rights.

3. Further Action. Assignor further covenants and agrees, at the reasonable request of Assignee and at no additional expense to Assignor, to execute and deliver any further documents and to take all further actions necessary to enable Assignee to become the owner of record of the Patent Rights and to secure the benefits of the rights hereby assigned.

IN WITNESS WHEREOF, each of the parties have caused this Assignment to be duly executed and delivered as of the day and year first above written.


Thomas W. Krause

SWORN TO AND SUBSCRIBED before me this 9 day of March, 2002.


Notary Public Sal's Church, VA
My commission expires 12/31/2004


Philip R. Krause

Schedule I

U.S. Patent

1. U.S. Patent No. 6,154,757, for "Electronic text reading environment enhancement method and apparatus" (inventors Krause, P., and Krause, T.)

U.S. Patent Applications

1. "Electronic Text Reading Environment Enhancement Method and Apparatus", Ser. No. 09/628,727 (filed July 28, 2000) (inventors Krause, P., and Krause T.)
2. "Method and Apparatus for Providing Customized Date Information," Ser. No. 09/759,215 (filed January 16, 2001) (inventors Krause, T., and Krause, P.)
3. "Method and Apparatus for Generating and Distributing Creative Works," Ser. No. 60/293,169 (filed May 25, 2001) (inventor Krause, T.)
4. "Method and Apparatus for Generating and Distributing Creative Works," Ser. No. TBA (filed March 8, 2002) (inventors Krause, T., and Krause P.)